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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) No. CR-07-00250 JF
11)
Plaintiff,) STIPULATION AND [~~PROPOSED~~]
12) ORDER CONTINUING HEARING
vs.)
13)
JOSE DIAZ-BANUELOS,)
14)
Defendant.)
15 _____)

16 **STIPULATION**

17 The parties hereby stipulate and agree that the initial district court appearance in the
18 above-captioned matter, currently set for Wednesday, May 23, 2007, may be continued to
19 Wednesday, June 6, 2007 at 9:00 a.m. The reason for the requested continuance is that the
20 parties are in the process of finalizing the terms of a proposed settlement agreement pursuant to
21 Rule 11(c)(1)(C).

22 The parties further stipulate and agree that 14 days may be excluded from the time within
23 which trial shall commence under the Speedy Trial Act, 18 U.S.C. §§3141(h)(8)(A) and
24 (h)(8)(B)(iv), for the effective preparation of counsel.
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26

1 Dated: May 21, 2007

2 s/_____
3 CYNTHIA C. LIE
4 Assistant Federal Public Defender

5 Dated: May 21, 2007

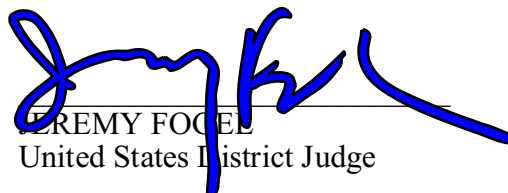
6 s/_____
7 BENJAMIN KENNEDY
8 Assistant United States Attorney

9 **[PROPOSED] ORDER**

10 Good cause appearing and by stipulation of the parties, it is hereby ordered that the initial
11 district court appearance in the above-captioned matter shall be continued from May 21, 2007 to
12 Wednesday, June 6, 2007 at 9:00 a.m.

13 It is further ordered that 14 days shall be excluded from the time within which trial shall
14 commence under the Speedy Trial Act, 18 U.S.C. §§3141(h)(8)(A) and (h)(8)(B)(iv), as the time
15 reasonably necessary for effective preparation of counsel.

16 Dated: May 22, 2007

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18 JEREMY FOGEL
19 United States District Judge
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